

Honorable John H. Chun

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

KURT A. BENSHOOF, A.R.W. by and through
his father, KURT A. BENSHOOF, BRETT
FOUNTAIN, URVE MAGGITT,

Plaintiffs,

v.

ANDREA CHIN, ANTHONY BELGARD,
DONOVAN BROUSSARD, NATHAN CLIBER,
CATHERINE CORNWALL, GREGG CURTIS,
JANE DOE, JENNY DURKAN, JOHN DUUS,
NICHOLAS EVANS, PASCAL HERZER, RYAN
ELLIS, MICHAEL FOX, TYLER GOSLIN,
JULIE KLINE, ERNEST JENSEN, JONATHAN
KIEHN, SPENCER KURZ, MAGALIE
LERMAN, RICHARD LIMA, ADAM
LOSLEBEN, YVES LUC, SARAH
MACDONALD, JACOB MASTERSON, GRANT
MAYER, STEVEN MITCHELL, JOHNATHAN
MUSSEAU, BREHON NESS, LILIYA
NESTERUK, STEPHEN OKRUHLICA,
KATRINA OUTLAND, JESSICA OWEN,
SARAH PENDLETON, DWAYNE PIRAK,
BRIAN REES, BLAIR RUSS, JULIE SALLE,
DANIEL SCHILLING, TY SELFRIDGE,
NATHAN SHOPAY, STEVEN STONE,
MICHAEL TRACY, MELANIE TRATNIK,
SARAH TURNER, TREVOR TYLER,
MICHAEL VIRGILIO, ANDREW WEST, CHAD
ZENTNER, in their individual capacities, CITY
OF SEATTLE, KING COUNTY,

Defendants.

No. 2:24-cv-00808-JHC

[PROPOSED]

ORDER GRANTING DEFENDANTS
KING COUNTY, CORNWALL,
CURTIS, HERZER, AND SALLE'S
MOTION TO DISMISS PURSUANT
TO FRCP 12(b)(6)

NOTED ON MOTION CALENDAR:
July 7, 2025

1 This matter came before the Court on Defendants King County, Catherine Cornwall, Gregg
2 Curtis, Pascal Herzer, and Jule Salle's Motion to Dismiss under Federal Rule of Civil Procedure
3 12(b)(6). The Court, having considered the files and records herein, including:

- 4 1. Defendants' Motion to Dismiss;
- 5 2. Plaintiffs' Response, if any; and
- 6 3. Defendants' Reply, if any.

7 Being fully advised on the matter, the COURT HEREBY ORDERS that Defendants' Motion
8 to Dismiss is GRANTED. Plaintiff's claims against King County, Cornwall, Curtis, Herzer and Salle
9 are dismissed with prejudice.

10
11 DATED this _____ day of _____, 2025.

12
13 _____
14 HONORABLE JOHN H. CHUN

15 Presented by:

16 LEESA MANION (she/her)
17 Prosecuting Attorney

18 By: s/ Peggy Wu
19 Peggy Wu, WSBA #35941
20 Senior Deputy Prosecuting Attorney
21 King County Prosecuting Attorney's Office
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Attorney for King County, Catherine
Cornwall, Gregg Curtis, Pascal Herzer, and
Julie Salle